



Case No. AUTOB.059A  
Date: November 29, 2004

AFJ  
JFW

# NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of : Kevin J. Wagoner, et al.  
App. No. : 09/283,120  
For : CONTINUOUS ONLINE AUCTION  
SYSTEM AND METHOD  
Filed : March 31, 1999  
Examiner : Hani M. Kazimi  
Group Art Unit : 3624

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Board of Patent Appeals and Interferences, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 29, 2004

(Date)

Arthur S. Rose, Reg. No. 28,038

Board of Patent Appeals and Interferences  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 28, 2004 of the Primary Examiner finally rejecting Claims 38-40 and objecting to Claims 53 and 54. The item(s) marked below are appropriate:

(X) An extension of time to respond to the final rejection for 3 months is hereby requested.

Filing Fee:

(X) \$340 (large entity)

Time Extension Fee (if applicable):

(X) three months (\$980 large entity)

(X) Enclosed is a check in the amount of \$1320.

(X) Return prepaid postcard.

(X) Please charge any additional fees or credit overpayment to Deposit Account No. 11-1410.

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01 FC:1401 340.00 OP  
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Signature:

Arthur S. Rose  
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